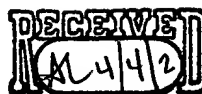


PATENT

**Official**Application No. 09/858,458  
Attorney Docket No.: 01-015**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: WALKER et al.	) Examiner:	Not Yet Assigned
	) Group Art Unit:	2161
Serial No.: 09/858,458	) Attorney Docket No:	01-015
	) Customer No.:	22927
Filing Date: May 16, 2001	) <b>Petition to Correct Inventorship</b>	
	) <b>Pursuant to 37 CFR 1.48(a)(1)</b>	
For: METHOD AND APPARATUS FOR	)	
SELLING AN AGING FOOD	)	
PRODUCT	)	



Box: Petition  
Attention: Director of Examining Group  
Assistant Commissioner of Patents  
Washington, D.C. 20231

**PETITION TO CORRECT INVENTORSHIP  
PURSUANT TO 37 CFR § 1.48(a)(1)**

It has been brought to Applicant's attention that the fifth inventor has been inadvertently omitted from the list of inventors listed on the copy of Declaration and Power of Attorney which Applicants submitted with the above referenced patent application. The filed copy of Declaration and Power of Attorney was initially submitted with the parent case, involving only 4 inventors. This error was a clerical oversight and occurred without deceptive intent by the Applicants. However, the referenced case is a Continuation-in-Part application including an additional fifth inventor, Geoffrey M. Gelman.

The correct inventors are as follows: Jay S. WALKER; Andrew S. VAN LUCHENE;  
Jonathan OTTO; Daniel E. TEDESCO, and Geoffrey M. GELMAN.

PATENT

Application No. 09/858,458  
Attorney Docket No.: 01-015

Applicants respectfully request that the Patent Office correct the record of inventorship in the above referenced patent application and issue a revised official Filing Receipt in due course.

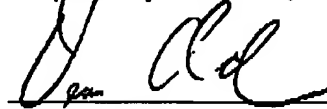
Please find enclosed: a newly executed Declaration and Power of Attorney pursuant to 37 CFR § 1.48(a)(2); a Revocation of Power of Attorney or Authorization of Agent, a Power of Attorney or Authorization of Agent, and a Statement Under 37 CFR 3.73 (b).

Please charge \$130.00 for this petition to our Deposit Account No. 50-0271. Please charge any additional fees that may be required for this Response, or credit any overpayment to Deposit Account No. 50-0271. Please charge any fees that may be required for this Request, or credit any overpayment to Deposit Account No. 50-0271. Order number 01-015. The Assistant Commissioner is further authorized to charge any additional fees which may be required for the submission of this paper, or credit any overpayment to Deposit Account No. 50-0271.

Furthermore, should an extension of time be required, please grant any extension of time which may be required to make this submission timely, and charge any fee for such an extension to Deposit Account No. 50-0271. A duplicate copy of this authorization is enclosed for such purposes.

April 3, 2002  
Date

Respectfully submitted,



Dean P. Alderucci  
Attorney for Applicants  
Registration No. 40,484  
Walker Digital, LLC  
Five High Ridge Park  
Stamford, CT 06905-1326  
(203) 461-7337 /direct  
(203) 461-7300 /fax  
[alderucci@walkerdigital.com](mailto:alderucci@walkerdigital.com)



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
www.uspto.gov

Spare Change Cans CIP

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/858,458	05/16/2001	Jay S. Walker	01-015

**COPY**

CONFIRMATION NO. 4161



\*OC000000007542302\*

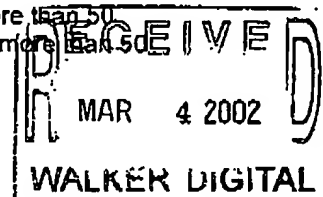
Dean Alderucci  
Walker Digital Corporation  
Five High Ridge Park  
Stamford, CT 06905-1326

Date Mailed: 02/27/2002

**RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT****Claims, Fees, and Inventors**

In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:

- ☐ The total number of claims appearing on the Filing Receipt does not include multiple dependent claims. The total fee appearing on the Filing Receipt includes the cost of multiple dependent claims that were present at the time the application was filed.
- ☐ The filing fee is correct. It may include additional claims fees and/or the surcharge under 37 CFR 1.16(e) for filing an oath/declaration or basic filing fee after the application filing date; or it may not reflect fees refunded to the applicant that were paid by mistake.
- ☐ The number of claims reflected on the filing receipt is correct. Upon review of the claims, it was found that there was a miscalculation by the applicant. This may be due to improperly presented multiple dependent claims, typographical error, misnumbering of the claims, or other oversight. An amendment may be necessary to correct the problem.
- ☐ The filing fee reflected on the filing receipt is correct. Applicant may have miscalculated the fees due.
- ☐ Applicant calculated fees as other than small entity; however, applicant asserted small entity status in the application. Therefore, fees were applied as small entity and the remainder was refunded to the applicant.
- ☐ The difference between the fees paid and the fees due was refunded to the applicant and will not be shown on the filing receipt.
- ☐ The inventor information may be truncated if the family name consists of more than 50 characters (letters and spaces combined) and if the given name consists of more than 50 characters (letters and spaces combined).

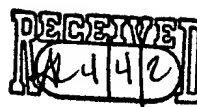


- ☐ The inventor's residence allows for up to 40 characters (letters and spaces combined).
- ☐ The inventor's residence will only include the city and state for U.S. residences or city and country for residences outside the U.S. (See MPEP 605.02).
- ☒ A petition to correct the inventorship is needed to make this change. See 37 CFR 1.48. For non-provisional applications, the petition should be directed to the Director of the examining group assigned to your application.
- ☐ Changes made after submission of an executed declaration to the inventor information other than correction of typographical errors must be submitted in the form of a substitute declaration. Change of inventorship requires a petition under 37 CFR 1.48.
- ☐ The number of drawings shown on the filing receipt reflects the number of drawing sheets submitted and is not necessarily equal to the number of figures submitted.
- ☐ The correspondence address was captured as directed by applicant on filing. If you wish correspondence to be directed otherwise, please submit a request for a change of address.
- ☐ The docket number allows a maximum of 25 characters.
- ☐ The person signing on behalf of the deceased inventor is reflected on the Filing Receipt as the legal representative.
- ☐ The filing date of a parent application cannot be changed by this request. A petition to correct the filing date in the parent application is required.

A. Grizew

Customer Service Center  
Office of Initial Patent Examination  
(703) 308-1202

Official

Please type a plus sign (+) inside this box → ☐PTO/SB/82 (10/00)  
Approved for use through 10/31/2002. OMB 0651-0035

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REVOCATION OF POWER OF  
ATTORNEY OR  
AUTHORIZATION OF AGENT**

Application Number	09/858,458
Filing Date	May 16, 2001
First Named Inventor	Jay S. Walker
Group Art Unit	2161
Examiner Name	Not Yet Assigned
Attorney Docket Number	01-015

I hereby revoke all previous powers of attorney or authorizations of agent given in the above-identified application:

☒ A Power of Attorney or Authorization of Agent is submitted herewith.

OR

☐ Please change the correspondence address for the above-identified application to:☐ Customer Number

OR

Place Customer  
Number Bar Code  
Label here☐ Firm or  
Individual Name

Address

Address

City

Country

State

ZIP

Telephone

Fax

I am the:

☐ Applicant/Inventor☒ Assignee of record of the entire interest. See 37 CFR 3.71  
Certificate under 37CFR 3.73(b) is enclosed (Form PTO/SB/96)**SIGNATURE of Applicant or Assignee of Record**

Name Jay S. Walker

Signature

Date March 11<sup>th</sup>, 2002

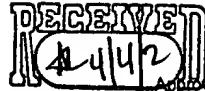
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ \*Total of 1 forms are submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

**Official**

Please type a plus sign (+) inside this box →



PTO/SB/81 (02-01)

Approved for use through 10/31/2002. OMB 0651-0035

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**POWER OF ATTORNEY OR  
AUTHORIZATION OF AGENT**

Application Number	09/858,458
Filing Date	May 16, 2001
First Named Inventor	Jay S. Walker
Group Art Unit	2161
Examiner Name	Not Yet Assigned
Attorney Docket Number	01-015

I hereby appoint:

☒ Practitioners at Customer Number

22927

OR

☐ Practitioner(s) named below:


PATENT TRADEMARK OFFICE

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☒ The above-mentioned Customer Number.

OR

☐ Practitioner(s) at Customer Number.

OR

Place Customer  
Number Bar Code  
Label here
☐ Firm or  
Individual Name

Address

Address

City

State

Zip

Country

Telephone

Fax

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
**SIGNATURE of Applicant or Assignee of Record**

Name Jay S. Walker

Signature

Date March 12, 2002

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☒ \*Total of 1 forms are submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PTO/SB/98 (2-98)

Approved for use through 09/30/2000. OMB 0651-0031  
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant: JAY S. WALKER et al.Application No.: 09/858,458Filed: May 16, 2001Entitled: METHOD AND APPARATUS FOR SELLING AN AGING FOOD PRODUCTWALKER DIGITAL, LLCa Limited Liability Company

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application identified above by virtue of either:

A. ☐ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

March 11, 2002

Date



Signature

Jay S. Walker

Typed or printed name

Chief Executive Officer

Title

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Express Mail Label No.

Page 1 of 5

Docket No.  
01-015

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**METHOD AND APPARATUS FOR SELLING AN AGING FOOD PRODUCT**

the specification of which  
(check one)

☐ is attached hereto.

☒ was filed on May 16, 2001 as United States Application No. or PCT International  
Application Number 09/858,458  
and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

\_\_\_\_\_  
(Number)

\_\_\_\_\_  
(Country)

\_\_\_\_\_  
(Day/Month/Year Filed)

☐

\_\_\_\_\_  
(Number)

\_\_\_\_\_  
(Country)

\_\_\_\_\_  
(Day/Month/Year Filed)

☐

\_\_\_\_\_  
(Number)

\_\_\_\_\_  
(Country)

\_\_\_\_\_  
(Day/Month/Year Filed)

☐



I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

_____ (Application Serial No.)	_____ (Filing Date)
_____ (Application Serial No.)	_____ (Filing Date)
_____ (Application Serial No.)	_____ (Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

09/083,483 _____ (Application Serial No.)	May 22, 1998 _____ (Filing Date)	Issued _____ (Status) (patented, pending, abandoned)
08/920,116 _____ (Application Serial No.)	August 26, 1997 _____ (Filing Date)	Issued _____ (Status) (patented, pending, abandoned)
08/822,709 _____ (Application Serial No.)	March 21, 1997 _____ (Filing Date)	Abandoned _____ (Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)



22927

PATENT TRADEMARK OFFICE


Send Correspondence to:




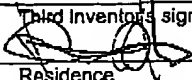
22927

Direct Telephone Calls to: (name and telephone number)


Dean P. Alderucci 203.461.7337

Full name of sole or first inventor <b>Jay S. WALKER</b>	
Sole or first inventor's signature 	Date <b>March 11, 2002</b>
Residence <b>124 Spectacle Lane, Ridgefield, CT 06877 USA</b>	
Citizenship <b>USA</b>	
Post Office Address <b>S/A</b>	

Full name of second inventor, if any <b>Andrew S. VAN LUCHENE</b>	
Second inventor's signature 	Date <b>March 11, 2002</b>
Residence <b>298 Elizabeth 5th. Floor, New York, NY 10012 USA</b>	
Citizenship <b>USA</b>	
Post Office Address <b>S/A</b>	

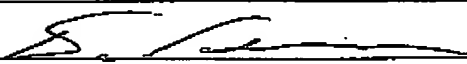
Full name of third inventor, if any <b>Jonathan OTTO</b>	
Third Inventor's signature 	Date <b>March 13, 2002</b>
Residence <b>25 Forest Street, Apt. 9A, Stamford, CT 06901 USA</b>	
Citizenship <b>USA</b>	
Post Office Address <b>S/A</b>	

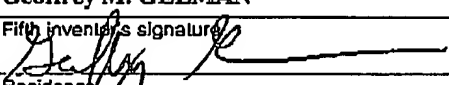
Full name of fourth inventor, if any <b>Daniel E. TEDESCO</b>	
Fourth inventor's signature	Date <b>March , 2002</b>
Residence <b>Two Arden Lane, Huntington, CT 06484 USA</b>	
Citizenship <b>USA</b>	
Post Office Address <b>S/A</b>	

Full name of fifth inventor, if any <b>Geoffrey M. GELMAN</b>	
Fifth inventor's signature 	Date <b>March 11, 2002</b>
Residence <b>21 Belltown Road, Stamford, CT 06905 USA</b>	
Citizenship <b>USA</b>	
Post Office Address <b>S/A</b>	

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

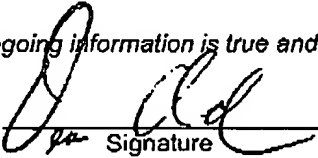
Full name of third inventor, if any <b>Jonathan OTTO</b>	
Third inventor's signature	Date March , 2002
Residence <b>25 Forest Street, Apt. 9A, Stamford, CT 06901 USA</b>	
Citizenship <b>USA</b>	
Post Office Address <b>S/A</b>	

Full name of fourth inventor, if any <b>Daniel E. TEDESCO</b>	
Fourth inventor's signature 	Date March 28, 2002
Residence <b>Two Arden Lane, Huntington, CT 06484 USA</b>	
Citizenship <b>USA</b>	
Post Office Address <b>S/A</b>	

Full name of fifth inventor, if any <b>Geoffrey M. GELMAN</b>	
Fifth inventor's signature 	Date March 11, 2002
Residence <b>21 Belltown Road, Stamford, CT 06905 USA</b>	
Citizenship <b>USA</b>	
Post Office Address <b>S/A</b>	

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Docket No.: 01-015

Form PTO-1595 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002) Tab settings → → → ▼ ▼ ▼ ▼ ▼ ▼ ▼		RECORDATION FORM COVER SHEET PATENTS ONLY		U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office	
To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.					
1. Name of conveying party(ies): <b>Jay S. WALKER</b> <b>Andrew S. VAN LUCHENE</b> <b>Jonathan OTTO</b> <b>Daniel E. TEDESCO</b>		2. Name and address of receiving party(ies) Name: <u>Walker Digital, LLC</u>  Internal Address: <u>Intellectual Property Dept.</u>    Street Address: <u>Five High Ridge Park</u>   City: <u>Stamford</u> State: <u>CT</u> Zip: <u>06905</u>			
Additional name(s) of conveying party(ies) attached? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____		Execution Date: _____			
4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application is: _____ A. Patent Application No.(s) <u>09/858,458</u> B. Patent No.(s) _____ Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
5. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>Dean P. Alderucci</u>  Internal Address: <u>Intellectual Property Dept.</u>    Street Address: <u>Five High Ridge Park</u>   City: <u>Stamford</u> State: <u>CT</u> Zip: <u>06905</u>		6. Total number of applications and patents involved: <u>1</u>  7. Total fee (37 CFR 3.41).....\$ <u>40.00</u> <input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Authorized to be charged to deposit account  8. Deposit account number:  <u>50-0271</u>  (Attach duplicate copy of this page if paying by deposit account)			
DO NOT USE THIS SPACE					
9. Statement and signature. <i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i>  <u>Dean P. Alderucci</u> Name of Person Signing   Signature  <u>March</u> , 2002 Date  Total number of pages including cover sheet, attachments, and documents: <u>7</u>					

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20231

Docket No.: 01-015

Form PTO-1595 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002) Tab settings → → → ▼ ▼ ▼ ▼ ▼ ▼ ▼		RECORDATION FORM COVER SHEET <b>PATENTS ONLY</b>		U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office	
To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.					
1. Name of conveying party(ies): Geoffrey M. GELMAN			2. Name and address of receiving party(ies) Name: _____ Internal Address: _____ _____ _____ Street Address: _____ _____ City: _____ State: _____ Zip: _____		
Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input type="checkbox"/> No		
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____					
Execution Date: _____					
4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application is: _____ A. Patent Application No.(s) _____ B. Patent No.(s) _____ Additional numbers attached? <input type="checkbox"/> Yes <input type="checkbox"/> No					
5. Name and address of party to whom correspondence concerning document should be mailed: Name: _____ Internal Address: _____ _____ _____ Street Address: _____ _____ City: _____ State: _____ Zip: _____			6. Total number of applications and patents involved: <input type="checkbox"/> 7. Total fee (37 CFR 3.41).....\$ _____ <input type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account 8. Deposit account number: _____ (Attach duplicate copy of this page if paying by deposit account)		
<b>DO NOT USE THIS SPACE</b>					
9. Statement and signature. <i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i> _____ Name of Person Signing                      Signature                      Date Total number of pages including cover sheet, attachments, and documents: <input type="checkbox"/>					

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20231

**Assignment of Rights, Title and Interest in Invention  
(Multiple inventors; single assignee)**

Docket No.

01-015

*This is an Assignment of the following rights, title and interest: (check all that apply):*

- ☒ *United States of America rights, title and interest in the invention*  
☒ *Foreign rights, title and interest in the invention*  
☒ *United States Patent Application Serial No.* 09/858,458

*Date of Execution:* \_\_\_\_\_ *Date of Filing:* May 16, 2001

- ☐ *United States Provisional Patent Application Serial No.* \_\_\_\_\_  
☐ *United States Patent No(s).* \_\_\_\_\_  
☐ *International (PCT) Patent Application Serial No.* \_\_\_\_\_  
☐ *Other (specify)* \_\_\_\_\_

**Title of the Invention**

METHOD AND APPARATUS FOR SELLING AN AGING FOOD PRODUCT

**Inventors (assignors)**

<i>Name</i>	<i>Address</i>
Jay S. WALKER	124 Spectacle Lane, Ridgefield, CT 06877 USA
Andrew S. VAN LUCHENE	298 Elizabeth 5th. Floor, New York, NY 10012 USA
Jonathan OTTO	25 Forest Street, Apt. 9A, Stamford, CT 06901 USA
Daniel E. Tedesco	Two Arden Lane, Huntington, CT 06484 USA
Geoffrey M. GELMAN	21 Belltown Road, Stamford, CT 06905 USA

**Assignee**

<i>Name</i>	<i>Address</i>
WALKER DIGITAL, LLC	Five High Ridge Park Stamford, Connecticut 06905 U.S.A.

**Assignment of Rights, Title and Interest in Invention  
(Multiple inventors; single assignee)**

Docket No.

01-015

Whereas, we, the above-identified Inventors, have invented certain new and useful improvements in the Invention identified above and described in the above-identified patent application(s) and/or patent(s) (hereinafter referred to as "Invention");

And, whereas we desire to assign our above-identified rights, title and interest in the Invention to the above-identified Assignee;

Now, this indenture witnesseth, that for good and valuable consideration, the receipt whereof is hereby acknowledged;

We hereby assign, sell and transfer our above-identified rights, title and interest in said Invention, said application(s) as identified above, including any divisions, continuations, and continuations-in-part thereof, and in and to any and all Letters Patent of the United States, and countries foreign thereto, which may be granted or have granted for said Invention, and in and to any and all reissues and reexaminations thereof, and in and to any and all priority rights, Convention rights, and other benefits accruing or to accrue to us with respect to the filing of applications for patents or securing of patents in the United States and countries foreign thereto, unto said Assignee;

And we hereby authorize and request the Commissioner of Patents and Trademarks to issue any United States Letters Patent which may issue for said Invention to said Assignee, as assignee of the whole right, title and interest thereto;

And we further agree to sign and execute all necessary and lawful future documents, including applications for foreign patents, for filing divisions, continuations and continuations-in-part of said application for patent, and/or, for obtaining any reissue or reissues of any Letters Patent which may be granted for my aforesaid Invention, as the Assignee or its Designee(s) may from time to time require and prepare at its own expense.

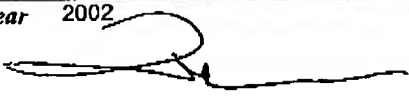
*Inventors' Signatures (if Notarization is desired, do not sign here and proceed to next page)*

Name	Signature/Date
Jay S. WALKER	
Andrew S. VAN LUCHENE	
Jonathan OTTO	
Daniel E. Tedesco	
Geoffrey M. GELMAN	



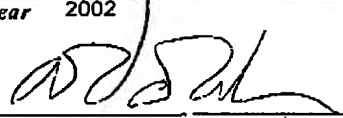
**Assignment of Rights, Title and Interest in Invention  
(Multiple inventors; single assignee)**Docket No.  
01-015Notarization

(Although notarization is not necessary, it will be considered prima facie evidence of execution pursuant to 35 U.S.C. 261.)

Executed this 12<sup>th</sup> day of March, in the year 2002  
at Stamford  
(Signature of Inventor)

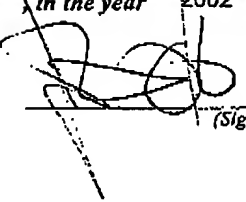
State of Connecticut

County of Fairfield

Before me personally appeared Jay S. WALKER  
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to  
execute the same this 12<sup>th</sup> day of March, in the year 2002**V. S. LELIEVER**  
**NOTARY PUBLIC**  
MY COMMISSION EXPIRES AUG. 31, 2002  
(Notary Public)Executed this 12<sup>th</sup> day of March, in the year 2002  
at Stamford  
(Signature of Inventor)


State of Connecticut

County of Fairfield

Before me personally appeared Andrew S. VAN LUCHENE  
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to  
execute the same this 12<sup>th</sup> day of March, in the year 2002**V. S. LELIEVER**  
**NOTARY PUBLIC**  
MY COMMISSION EXPIRES AUG. 31, 2002  
(Notary Public)Executed this 13<sup>th</sup> day of March, in the year 2002  
at Stamford  
(Signature of Inventor)

State of Connecticut

County of Fairfield

Before me personally appeared Jonathan OTTO  
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to  
execute the same this 13<sup>th</sup> day of March, in the year 2002**V. S. LELIEVER**  
**NOTARY PUBLIC**  
MY COMMISSION EXPIRES AUG. 31, 2002  
(Notary Public)

**Assignment of Rights, Title and Interest in Invention**  
**(Multiple inventors; single assignee)**Docket No.  
01-015**Notarization**

(Although notarization is not necessary, it will be considered prima facie evidence of execution pursuant to 35 U.S.C. 261.)

Executed this \_\_\_\_\_ day of \_\_\_\_\_, in the year 2002

at

State of Connecticut

County of Fld

Before me personally appeared Daniel E. TEDESCO

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to execute the same this 28 day of March, in the year 2002

(Signature of Inventor)

Executed this 12<sup>th</sup> day of March, in the year 2002

at Stamford

State of Connecticut

County of Fairfield

Before me personally appeared Geoffrey M. GELMAN

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to execute the same this 12<sup>th</sup> day of March, in the year 2002

(Signature of Inventor)

**V. S. LELIEVER**  
**NOTARY PUBLIC**  
MY COMMISSION EXPIRES AUG. 31, 2002

(Notary Public)

Executed this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_

at

State of \_\_\_\_\_

County of \_\_\_\_\_

Before me personally appeared \_\_\_\_\_

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to execute the same this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_

(Signature of Inventor)

(Notary Public)

**Assignment of Rights, Title and Interest in Invention  
(Multiple inventors; single assignee)**

Docket No.  
01-015

Notarization

(Although notarization is not necessary, it will be considered prima facie evidence of execution pursuant to 35 U.S.C. 261.)

Executed this \_\_\_\_\_ day of \_\_\_\_\_, in the year 2002

at \_\_\_\_\_

\_\_\_\_\_  
(Signature of Inventor)

State of Connecticut

County of \_\_\_\_\_

Before me personally appeared Daniel E. TEDESCO

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to execute the same this \_\_\_\_\_ day of \_\_\_\_\_, in the year 2002

\_\_\_\_\_  
(Notary Public)

Executed this 12<sup>th</sup> day of March, in the year 2002

at Stamford

\_\_\_\_\_  
(Signature of Inventor)

State of Connecticut

County of Fairfield

Before me personally appeared Geoffrey M. GELMAN

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to execute the same this 12<sup>th</sup> day of March, in the year 2002

**V. S. LELIEVER**  
**NOTARY PUBLIC**  
MY COMMISSION EXPIRES AUG. 31, 2002

\_\_\_\_\_  
(Notary Public)

Executed this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_

at \_\_\_\_\_

\_\_\_\_\_  
(Signature of Inventor)

State of \_\_\_\_\_

County of \_\_\_\_\_

Before me personally appeared \_\_\_\_\_

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to execute the same this \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_

\_\_\_\_\_  
(Notary Public)

PATENT

Official

Application No. 09/858,458  
Attorney Docket No.: 01-015

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: WALKER et al. ) Examiner: Not Yet Assigned  
)  
) Group Art Unit: 2161  
)  
Serial No.: 09/858,458 ) Attorney Docket No: 01-015  
)  
) Customer No.: 22927  
)  
Filing Date: May 16, 2001 ) Notification of Fee Status Change  
)  
) Pursuant to 37 CFR § 1.27  
)  
For: METHOD AND APPARATUS FOR )  
)  
SELLING AN AGING FOOD )  
)  
PRODUCT )

Assistant Commissioner for Patents  
Washington, D.C. 20231

## ASSERTION OF SMALL ENTITY STATUS

Dear Sir:

The assignee of the above-identified application no longer claims large entity status. This notification is made pursuant to 37 CFR §1.27.

If the Examiner has any questions about this status change, the Examiner is invited to contact the undersigned at (203) 461-7337. While no fees are believed due in connection with this paper, please charge any fees that may be required for this paper, or with any other papers filed in connection with this application to Deposit Account No. 50-0271.

April 3, 2002  
Date

Respectfully submitted,

  
Dean P. Alderucci  
Attorney for Applicants  
Registration No. 40,484  
Walker Digital, LLC  
Five High Ridge Park  
Stamford, CT 06905-1326  
(203) 461-7337 /direct  
(203) 461-7300 /fax  
alderucci@walkerdigital.com